

April 22 2009

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. PR 09-0212

IN THE MATTER OF ARTHUR ROY  
TADEWALDT,

An Attorney at Law,

Respondent.

ORDER

FILED

APR 22 2009

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

The Office of Disciplinary Counsel (ODC) has filed a petition asking us to determine whether criminal offenses of which Montana Attorney Arthur Roy Tadewaldt has been convicted affect his ability to practice law, warranting his immediate suspension from practice pending disciplinary proceedings before the Commission on Practice, pursuant to Rule 23B of the Montana Rules for Lawyer Disciplinary Enforcement (MRLDE).

Rule 23B provides that, upon the Court's receipt of certification that a Montana attorney has been convicted of a criminal offense, the Court shall determine whether the offense is one which affects the attorney's ability to practice law. Rule 23B further provides that, if the court determines the offense affects the attorney's ability to practice law, it shall enter an interim order, without the necessity of notice to the attorney or a hearing, immediately suspending the attorney from the practice of law pending final disposition of a disciplinary proceeding predicated upon the conviction.

In this case, ODC has attached to its petition a certified copy of a March 31, 2009, judgment of the Eighth Judicial District Court, Cascade County, in which Tadewaldt was convicted of assault with a weapon, tampering with a witness, and false reports to law enforcement. We hereby determine that these offenses affect Tadewaldt's ability to practice law.

THEREFORE, IT IS ORDERED:


1. Arthur Roy Tadewaldt is suspended from the practice of law in Montana.

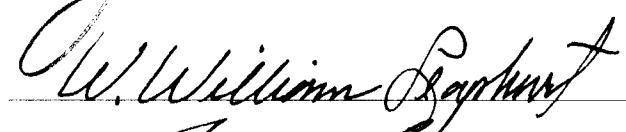
2. Pursuant to Rule 30, MRLDE, Tadewaldt is directed to provide notice of his suspension to his clients, any co-counsel and opposing counsel in pending matters, and any court in which he appears as counsel of record in any pending matter.
3. The Office of Disciplinary Counsel is directed to prepare and file a formal complaint against Tadewaldt predicated upon his criminal convictions.

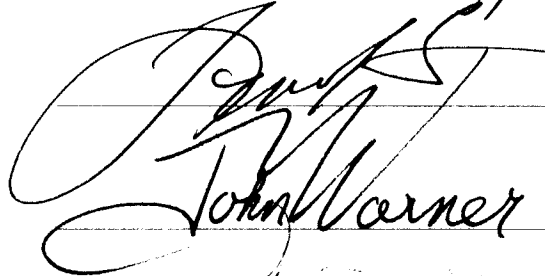
The Clerk is directed to serve copies of this Order upon Arthur Roy Tadewalt and to provide copies to Disciplinary Counsel and the administrative secretary and Chair of the Commission on Practice. The Clerk is further directed to provide copies of this Order to the Clerks of all the District Courts of the State of Montana, all of the District Court Judges of the State of Montana, the Clerk of the Federal District Court for the District of Montana, the Clerk of the Circuit Court of Appeals of the Ninth Circuit, and the Executive Director of the State Bar of Montana.

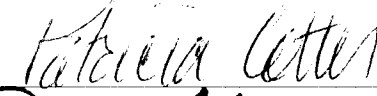
DATED this 25<sup>th</sup> day of April, 2009.

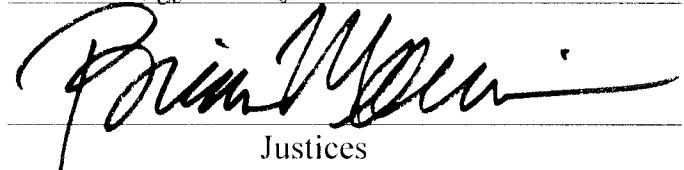
  
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Chief Justice

  
\_\_\_\_\_  
John Rice

  
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W. William Baghurst

  
\_\_\_\_\_  
John Warner

  
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Patricia Cotten

  
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Brian Miller  
Justices